IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

WARREN D. MATTHEI,

CIVIL ACTION NO. 02-CV-4696

Plaintiff,

v.

JAMES T. GILES, et al.,

Defendants.

NOTICE OF DISMISSAL

PLEASE TAKE NOTICE that plaintiff, Warren D. Matthei, hereby dismisses this action with prejudice pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure.

Respectfully submitted,

WARREN D. MATTHEI

Plaintiff (pro se)

Dated: Way 31, 2006